

MESSAGE NO: 0007210 MESSAGE DATE: 01/07/2000

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 9333201  
MESSAGE #  
(s):

CASE #(s): A-570-855

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/27/1999 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AMENDED PRELIMINARY DETERMINATION & CORRECTED SCOPE IN  
ANTIDUMPING DUTY INVESTIGATION OF NON FROZEN APPLE JUICE CONCENTRATE  
FROM PEOPLES REPUBLIC OF CHINA (A-570-855-003)

MESSAGE NO: 0007210

DATE: 01 07 2000

CATEGORY: ADA

TYPE: PRE

REFERENCE: 9333201

REFERENCE DATE: 11 29 1999

CASES: A - 570 - 855

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PERIOD COVERED: 12 27 1999 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: AMENDED PRELIMINARY DETERMINATION & CORRECTED SCOPE IN  
ANTIDUMPING DUTY INVESTIGATION OF NON FROZEN APPLE JUICE  
CONCENTRATE FROM PEOPLES REPUBLIC OF CHINA (A-570-855-003)

1. ON DECEMBER 27, 1999, THE DEPARTMENT OF COMMERCE PUBLISHED  
IN THE FEDERAL REGISTER ITS AMENDED PRELIMINARY DETERMINATION OF  
SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY  
INVESTIGATION OF NON-FROZEN APPLE JUICE CONCENTRATE FROM THE  
PEOPLE'S REPUBLIC OF CHINA (A-570-855). THIS IS AN AMENDMENT OF  
MESSAGE NO. 9333201 OF NOVEMBER 29, 1999.

2. SINCE THE PUBLICATION OF THE PRELIMINARY DETERMINATION,

THE DEPARTMENT HAS LEARNED THAT THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") SUBHEADING CITED THEREIN DOES NOT FULLY INCORPORATE ALL PRODUCTS INCLUDED IN THE WRITTEN DESCRIPTION OF THE SCOPE. THE COMPLETE SCOPE, WITH THE CORRECT HTSUS NUMBERS IS REPEATED BELOW.

THE PRODUCT COVERED BY THE SCOPE IS ALL NON-FROZEN CONCENTRATED APPLE JUICE WITH A BRIX VALUE OF 40 OR GREATER, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER AND WHETHER OR

NOT FORTIFIED WITH VITAMINS OR MINERALS. EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION ARE FROZEN CONCENTRATED APPLE JUICE, NON-FROZEN CONCENTRATED APPLE JUICE THAT HAS BEEN FERMENTED, AND NON-FROZEN CONCENTRATED APPLE JUICE TO WHICH SPIRITS HAVE BEEN ADDED.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") AT SUBHEADINGS 2009.70.00.20 AND 2106.90.52.00. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES,

THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. ON NOVEMBER 24, 1999, RESPONDENTS IN THIS INVESTIGATION ALLEGED THAT THE DEPARTMENT MADE CERTAIN MINISTERIAL ERRORS IN ITS PRELIMINARY DETERMINATION CALCULATIONS. COMMERCE HAS REVIEWED ITS CALCULATIONS AND FOUND THAT SIGNIFICANT MINISTERIAL ERRORS WERE MADE WITH RESPECT TO SANMENXIA LAKESIDE FRUIT JUICE CO., LTD. ("LAKESIDE") (CUSTOMS ID NO. A-570-855-003). ACCORDINGLY, EFFECTIVE DECEMBER 27, 1999, THE CASH DEPOSIT RATE FOR LAKESIDE HAS BEEN REVISED. EFFECTIVE IMMEDIATELY, CUSTOMS OFFICERS SHOULD BEGIN COLLECTING DEPOSITS OF ANTIDUMPING DUTIES AT THE REVISED RATE SHOWN BELOW:

MFR/PRODUCER	CUSTOMS ID	REVISED MARGIN
EXPORTER	NUMBER	PERCENT

SANMENXIA LAKESIDE

FRUIT JUICE CO., LTD.

(LAKESIDE)                      A-570-855-003                      29.89

4. THE CASH DEPOSIT RATES FOR SHAANXI HAISHENG FRESH FRUIT JUICE CO., LTD. (HAISHENG), QINGDAO NANNAN FOODS CO. LTD, (NANNAN), SHAANXI MACHINERY & EQUIPMENT IMPORT & EXPORT CORP. (SAAME), XIAN ASIA QIN FRUIT CO., LTD. (ASIA FRUIT), XIAN YANG FUAN JUICE CO., LTD (FUAN), CHANGSHA INDUSTRIAL PRODUCTS & MINERALS IMPORT AND EXPORT CO., LTD. (CHANGSHA), SHANDONG FOODSTUFFS IMPORTS AND EXPORT CORPORATION (SHANDONG FOODSTUFFS),

SHANGDONG ZHONGLU CO. LTD. (ZHONGLU), YANTAI ORIENTAL JUICE CO., LTD (ORIENTAL), AND THE PRC-WIDE RATE ARE UNCHANGED. ALSO, COMMERCE'S PRELIMINARY FINDINGS OF CRITICAL CIRCUMSTANCES REMAIN UNCHANGED.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT SALLY HASTINGS OR CRAIG MATNEY, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-3464 OR (202) 482-1778, RESPECTIVELY.

5. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party